

To: Strange, Joel <Strange.Joel@epa.gov>

Subject: RE: White (UNCLASSIFIED)

Hey Joel!

Just had a thought - is what David provided in his email below all of the compliance history that's on file for White in the Wilmington District? Or just the history relevant to properties in this most recent case?

Also, the Wilmington District is probably the only Corps district he's ever been involved with, right?

-----Original Message-----

From: Strange, Joel <Strange.Joel@epa.gov>

Sent: Tuesday, December 1, 2020 10:45 AM

To: Earwood, Rachel <Earwood.Rachel@epa.gov>

Subject: FW: White (UNCLASSIFIED)

Some COE history for the White PM.

-----Original Message-----

From: Lekson, David M CIV USARMY CESAW (USA) <David.M.Lekson@usace.army.mil>

Sent: Tuesday, December 1, 2020 10:40 AM

To: Strange, Joel <Strange.Joel@epa.gov>

Subject: RE: White (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

Good talking with you Joel...as requested:

SAW-1996-06889: Robert D. White, JD coordinated with NRCS (on Pine Shores Road just up the street from the current violation).

SAW-1999-11051: Robert D. White, Frog Island Seafood, Inc., Standard Permit (Pine Shores Road across the street from the current violation).

SAW-2000-10940: Ronald R. White, JD, NWP (Ronald's property abuts Robert's property and is all part of the current Pine Shores Road violation).

SAW-2015-01749: Robert D. White, Sand Mine, JD, NWP (at the Wades Point Road violation site).

Thanks,

David

-----Original Message-----

From: Strange, Joel [mailto:Strange.Joel@epa.gov]

Sent: Tuesday, November 24, 2020 4:14 PM

To: Lekson, David M CIV USARMY CESAW (USA) <David.M.Lekson@usace.army.mil>

Subject: [Non-DoD Source] White

Dave,

Whenever you are in, could you get me the permit and compliance history that y'all have for White?

## Earwood, Rachel

---

**From:** Strange, Joel  
**Sent:** Thursday, April 15, 2021 2:58 PM  
**To:** Earwood, Rachel  
**Subject:** FW: Corps' Review of Robert White Proposed "Restoration Plan"  
**Attachments:** MFR\_Corps Review of Robert White Restoration Proposal Submitted to EPA\_20210402.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

---

**From:** Lekson, David M CIV USARMY CESAW (USA) <David.M.Lekson@usace.army.mil>  
**Sent:** Monday, April 5, 2021 10:35 AM  
**To:** Strange, Joel <Strange.Joel@epa.gov>  
**Subject:** Corps' Review of Robert White Proposed "Restoration Plan"

Good morning Joel...please find the attached memorandum describing the Corps' position on the proposed plan. Let me know if you have any questions – I'd be glad to go through it with you point by point...

Thanks!  
David

David M. Lekson, SPWS  
Chief, Washington Regulatory Field Office  
2407 West Fifth Street  
Washington, NC 27889  
(910)-251-4558  
[David.m.lekson@usace.army.mil](mailto:David.m.lekson@usace.army.mil)

(b) (5)

## Earwood, Rachel

---

**From:** Strange, Joel  
**Sent:** Thursday, March 25, 2021 3:17 PM  
**To:** Earwood, Rachel  
**Subject:** RE: Restoration plans Robert White

No, I just read it and sent it off. I am still trying to muddle my way through it...

---

**From:** Earwood, Rachel <Earwood.Rachel@epa.gov>  
**Sent:** Thursday, March 25, 2021 3:15 PM  
**To:** Strange, Joel <Strange.Joel@epa.gov>  
**Subject:** RE: Restoration plans Robert White

Got it, sounds good. Looking forward to hearing what all you have to say about the plans... do you have a version of them that you've marked up with comments/questions, or was it a situation where you basically read them and sent them off to the Corps?

Also, has my draft of the penalty memo been bearable to read/work through?

---

**From:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Sent:** Thursday, March 25, 2021 3:07 PM  
**To:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Subject:** RE: Restoration plans Robert White

I spoke with Dave Tuesday and he is working on getting a response together. We will schedule a call as soon as he gets back to me.

---

**From:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Sent:** Thursday, March 25, 2021 3:05 PM  
**To:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Subject:** RE: Restoration plans Robert White

Hey Joel,

Hope you're doing well, haven't gotten to pleasure of talking with you much during the past week or two!

I thought about White earlier and was curious if you've heard back from David about the District's comments on the restoration plans. Sounds like they've been busy with that FOIA.

---

**From:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Sent:** Wednesday, March 10, 2021 7:40 AM  
**To:** Wetherington, Michele <[Wetherington.Michele@epa.gov](mailto:Wetherington.Michele@epa.gov)>  
**Cc:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Subject:** FW: Restoration plans Robert White

---

**From:** Lekson, David M CIV USARMY CESAW (USA) <[David.M.Lekson@usace.army.mil](mailto:David.M.Lekson@usace.army.mil)>  
**Sent:** Wednesday, March 10, 2021 7:32 AM  
**To:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Subject:** RE: Restoration plans Robert White

Thank you very much Joel. I will review and provide the Corps' comments. Fyi – we received a large FOIA from Lars Simonsen late last week and are in the process of assembling the information for Office of Counsel's review.

David

David M. Lekson, SPWS  
Chief, Washington Regulatory Field Office  
2407 West Fifth Street  
Washington, NC 27889  
(910)-251-4558  
[David.m.lekson@usace.army.mil](mailto:David.m.lekson@usace.army.mil)

---

**From:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Sent:** Tuesday, March 9, 2021 3:21 PM  
**To:** Lekson, David M CIV USARMY CESAW (USA) <[David.M.Lekson@usace.army.mil](mailto:David.M.Lekson@usace.army.mil)>  
**Subject:** [Non-DoD Source] FW: Restoration plans Robert White

Dave,

I finally received this from George. I have not looked it over yet, but I will still want you to look it over and give me your comments.

Thanks

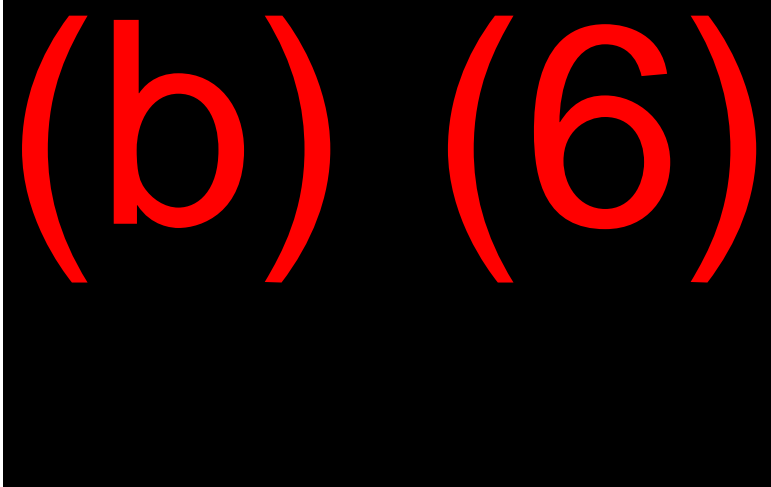
---

**From:** George Wood <[obxwood@yahoo.com](mailto:obxwood@yahoo.com)>  
**Sent:** Friday, March 5, 2021 3:58 PM  
**To:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Cc:** George Wood <[obxwood@yahoo.com](mailto:obxwood@yahoo.com)>; Clark Wright <[icw@dhwlegal.com](mailto:icw@dhwlegal.com)>; Lars Simonsen <[Lars@simonsenlawfirm.com](mailto:Lars@simonsenlawfirm.com)>; Micah Simonsen <[Micah@simonsenlawfirm.com](mailto:Micah@simonsenlawfirm.com)>; Frog Island <[frogisland\\_23@hotmail.com](mailto:frogisland_23@hotmail.com)>; Kathy Cagiano <[kathycagiano@yahoo.com](mailto:kathycagiano@yahoo.com)>  
**Subject:** Restoration plans Robert White

Checking in about the statute of limitations status of White.  
Let me know if there is a better date/time~

---

## Microsoft Teams meeting



For all EPA meetings, there is no expectation of privacy regarding any communications. Participation in a recorded meeting will be deemed as consent to be recorded. Information on EPA systems is the property of the Agency and may become official records.

[Learn More](#) | [Meeting options](#)

---

## Earwood, Rachel

---

**From:** Strange, Joel  
**Sent:** Tuesday, December 1, 2020 10:45 AM  
**To:** Earwood, Rachel  
**Subject:** FW: White (UNCLASSIFIED)

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Some COE history for the White PM.

-----Original Message-----

From: Lekson, David M CIV USARMY CESAW (USA) <David.M.Lekson@usace.army.mil>  
Sent: Tuesday, December 1, 2020 10:40 AM  
To: Strange, Joel <Strange.Joel@epa.gov>  
Subject: RE: White (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

Good talking with you Joel...as requested:

SAW-1996-06889: Robert D. White, JD coordinated with NRCS (on Pine Shores Road just up the street from the current violation).

SAW-1999-11051: Robert D. White, Frog Island Seafood, Inc., Standard Permit (Pine Shores Road across the street from the current violation).

SAW-2000-10940: Ronald R. White, JD, NWP (Ronald's property abuts Robert's property and is all part of the current Pine Shores Road violation).

SAW-2015-01749: Robert D. White, Sand Mine, JD, NWP (at the Wades Point Road violation site).

Thanks,  
David

-----Original Message-----

From: Strange, Joel [mailto:Strange.Joel@epa.gov]  
Sent: Tuesday, November 24, 2020 4:14 PM  
To: Lekson, David M CIV USARMY CESAW (USA) <David.M.Lekson@usace.army.mil>  
Subject: [Non-DoD Source] White

Dave,

Whenever you are in, could you get me the permit and compliance history that y'all have for White?

Joel Strange

(b) (5)



(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)



(b) (5)

**From:** Wetherington, Michele <[Wetherington.Michele@epa.gov](mailto:Wetherington.Michele@epa.gov)>

**Sent:** Wednesday, November 17, 2021 12:47 PM

**To:** Wetherington, Michele; Strange, Joel; Earwood, Rachel; Lekson, David M CIV USARMY CESAW (USA); Pruitt, Carl E Jr CIV USARMY CESAW (USA); Lars Simonsen; Clark Wright

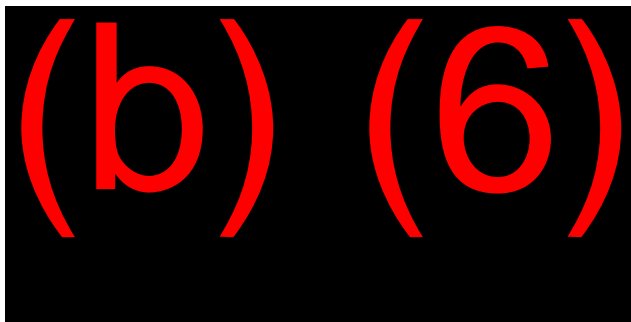
**Subject:** White CWA 404 Case

**When:** Tuesday, November 30, 2021 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

**Where:** Microsoft Teams Meeting

---

## Microsoft Teams meeting



By participating in EPA hosted virtual meetings and events, you are consenting to abide by the agency's terms of use. In addition, you acknowledge that content you post may be collected and used in support of FOIA and eDiscovery activities.

[Learn More](#) | [Meeting options](#)

---

Washington, NC 27889  
(910)-251-4558  
[David.m.lekson@usace.army.mil](mailto:David.m.lekson@usace.army.mil)

-----Original Appointment-----

**From:** Wetherington, Michele <[Wetherington.Michele@epa.gov](mailto:Wetherington.Michele@epa.gov)>

**Sent:** Wednesday, November 17, 2021 12:47 PM

**To:** Wetherington, Michele; Strange, Joel; Earwood, Rachel; Lekson, David M CIV USARMY CESAW (USA); Pruitt, Carl E Jr CIV USARMY CESAW (USA); Lars Simonsen; Clark Wright

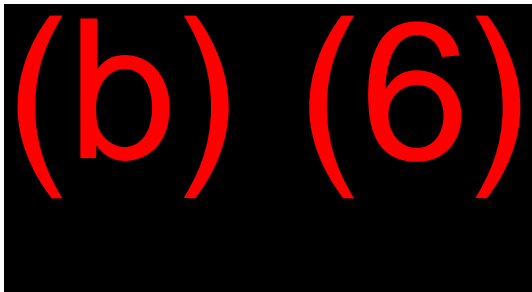
**Subject:** White CWA 404 Case

**When:** Tuesday, November 30, 2021 3:30 PM-4:30 PM (UTC-05:00) Eastern Time (US & Canada).

**Where:** Microsoft Teams Meeting

---

## Microsoft Teams meeting



ates, Atlanta

By participating in EPA hosted virtual meetings and events, you are consenting to abide by the agency's terms of use. In addition, you acknowledge that content you post may be collected and used in support of FOIA and eDiscovery activities.

[Learn More](#) | [Meeting options](#)

---

## Earwood, Rachel

---

**From:** Strange, Joel  
**Sent:** Thursday, March 25, 2021 3:17 PM  
**To:** Earwood, Rachel  
**Subject:** RE: Restoration plans Robert White

No, I just read it and sent it off. I am still trying to muddle my way through it...

---

**From:** Earwood, Rachel <Earwood.Rachel@epa.gov>  
**Sent:** Thursday, March 25, 2021 3:15 PM  
**To:** Strange, Joel <Strange.Joel@epa.gov>  
**Subject:** RE: Restoration plans Robert White

Got it, sounds good. Looking forward to hearing what all you have to say about the plans... do you have a version of them that you've marked up with comments/questions, or was it a situation where you basically read them and sent them off to the Corps?

Also, has my draft of the penalty memo been bearable to read/work through?

---

**From:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Sent:** Thursday, March 25, 2021 3:07 PM  
**To:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Subject:** RE: Restoration plans Robert White

I spoke with Dave Tuesday and he is working on getting a response together. We will schedule a call as soon as he gets back to me.

---

**From:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Sent:** Thursday, March 25, 2021 3:05 PM  
**To:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Subject:** RE: Restoration plans Robert White

Hey Joel,

Hope you're doing well, haven't gotten to pleasure of talking with you much during the past week or two!

I thought about White earlier and was curious if you've heard back from David about the District's comments on the restoration plans. Sounds like they've been busy with that FOIA.

---

**From:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Sent:** Wednesday, March 10, 2021 7:40 AM  
**To:** Wetherington, Michele <[Wetherington.Michele@epa.gov](mailto:Wetherington.Michele@epa.gov)>  
**Cc:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Subject:** FW: Restoration plans Robert White

---

**From:** Lekson, David M CIV USARMY CESAW (USA) <[David.M.Lekson@usace.army.mil](mailto:David.M.Lekson@usace.army.mil)>  
**Sent:** Wednesday, March 10, 2021 7:32 AM  
**To:** Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Subject:** RE: Restoration plans Robert White

## Earwood, Rachel

---

**From:** Strange, Joel  
**Sent:** Wednesday, January 20, 2021 4:53 PM  
**To:** Earwood, Rachel  
**Subject:** RE: White (UNCLASSIFIED)

Email the PM prior to our discussion if you would.

-----Original Message-----

From: Earwood, Rachel <Earwood.Rachel@epa.gov>  
Sent: Wednesday, January 20, 2021 4:16 PM  
To: Strange, Joel <Strange.Joel@epa.gov>  
Subject: RE: White (UNCLASSIFIED)

That sounds good to me. I can tell you my number then!

-----Original Message-----

From: Strange, Joel <Strange.Joel@epa.gov>  
Sent: Wednesday, January 20, 2021 4:15 PM  
To: Earwood, Rachel <Earwood.Rachel@epa.gov>  
Subject: RE: White (UNCLASSIFIED)

Lets just stay on after the wetlands huddle tomorrow and we can discuss this some more.

-----Original Message-----

From: Earwood, Rachel <Earwood.Rachel@epa.gov>  
Sent: Wednesday, January 20, 2021 4:01 PM  
To: Strange, Joel <Strange.Joel@epa.gov>  
Subject: RE: White (UNCLASSIFIED)

Okay, will do. Thanks!

(b) (5)

Do we know if there are many others looking to "develop" the community? There wasn't anything about that in David's memo and nothing is really standing out to me in Google Earth.

Though maybe I should check out Digital Globe since GE's imagery of the area is only going back to 2017...

-----Original Message-----

From: Strange, Joel <Strange.Joel@epa.gov>  
Sent: Wednesday, January 20, 2021 2:42 PM  
To: Earwood, Rachel <Earwood.Rachel@epa.gov>  
Subject: RE: White (UNCLASSIFIED)

Let's just assume that this is it. The COE said that there was more, but it was on their old system and he couldn't find it. And yes, he probably has not been involved with other districts.

-----Original Message-----

From: Earwood, Rachel <Earwood.Rachel@epa.gov>  
Sent: Wednesday, January 20, 2021 2:32 PM

## Earwood, Rachel

---

**From:** Earwood, Rachel  
**Sent:** Thursday, February 17, 2022 5:21 PM  
**To:** Wetherington, Michele; Strange, Joel  
**Subject:** RE: White SOL Discussion

Awesome – and you're welcome!

We have a draft penalty calculation (circa March 2021) that Joel and I took a fresh look at today. I'm currently working on getting the inflation calculation up-to-date, and Joel was working on talking with the Wilmington District about what property value is looking like up there to have an estimated economic benefit.

---

**From:** Wetherington, Michele <Wetherington.Michele@epa.gov>  
**Sent:** Thursday, February 17, 2022 10:49 AM  
**To:** Earwood, Rachel <Earwood.Rachel@epa.gov>; Strange, Joel <Strange.Joel@epa.gov>  
**Subject:** RE: White SOL Discussion

Thanks so much. I renamed that doc to find it easier next time!  
I don't think we have yet, so can we do a rough penalty calculation? Joel I know you are busy helping Mark out today. But it would be good to know if we are administrative here on the number.

Thanks,

Michele

---

**From:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Sent:** Wednesday, February 16, 2022 2:06 PM  
**To:** Wetherington, Michele <[Wetherington.Michele@epa.gov](mailto:Wetherington.Michele@epa.gov)>; Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Subject:** RE: White SOL Discussion

(b) (5) late 2015 through 2017 is said to be the timeframe of when work was commenced.  
The timeline seems to summarize all three of White's properties.

---

**From:** Wetherington, Michele <[Wetherington.Michele@epa.gov](mailto:Wetherington.Michele@epa.gov)>  
**Sent:** Wednesday, February 16, 2022 1:43 PM  
**To:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>; Strange, Joel <[Strange.Joel@epa.gov](mailto:Strange.Joel@epa.gov)>  
**Subject:** RE: White SOL Discussion

Can you send me the dates when the discharges were made? I'm not seeing that in my materials, I'm clearly missing it on my end I'm sure.

-----Original Appointment-----

**From:** Earwood, Rachel <[Earwood.Rachel@epa.gov](mailto:Earwood.Rachel@epa.gov)>  
**Sent:** Monday, February 14, 2022 4:48 PM  
**To:** Earwood, Rachel; Wetherington, Michele; Strange, Joel  
**Subject:** White SOL Discussion  
**When:** Friday, February 18, 2022 8:45 AM-9:15 AM (UTC-05:00) Eastern Time (US & Canada).  
**Where:**